

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

U.S. SMALL BUSINESS
ADMINISTRATION, as Receiver
for PROSPERO VENTURES, L.P.
Plaintiff(s),

Case No. C07-03741 JCS

v.
DONALD K. EMERY

ADR CERTIFICATION BY PARTIES
AND COUNSEL

Defendant(s).

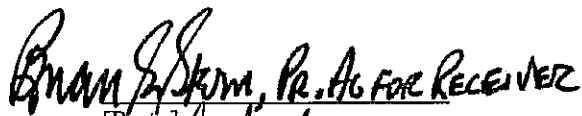
Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5 (b), each of the undersigned certifies that he or she has:

(1) Read the handbook entitled "*Dispute Resolution Procedures in the Northern District of California*" on the Court's ADR Internet site www.adr.cand.uscourts.gov (Limited printed copies are available from the clerk's office for parties in cases not subject to the court's Electronic Case Filing program (ECF) under General Order 45);

(2) Discussed the available dispute resolution options provided by the Court and private entities; and

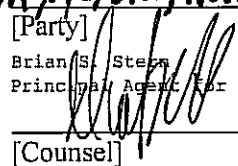
(3) Considered whether this case might benefit from any of the available dispute resolution options.

Dated: October 2, 2007


[Party]

Brian S. Stern
Principal Agent for the Receiver

Dated: October 2, 2007


[Counsel]
DARRYL J. HOROWITT

When filing this document in ECF, please be sure to use the ADR Docket Event entitled "ADR Certification (ADR L.R. 3-5b) of Discussion of ADR Options."

I attest that concurrence in the filing of this document has been obtained from Brian S. Stern.


DARRYL J. HOROWITT